

1 **HONE LAW**
2 Jennifer W. Arledge, NV Bar No. 8729
3 jarledge@hone.law
4 Kelly B. Stout, NV Bar No. 12105
5 kstout@hone.law
6 701 N. Green Valley Parkway, Suite 200
7 Henderson, NV 89074
8 Phone 702-608-3720
9 Fax 702-608-7814

6 **DORSEY & WHITNEY LLP**
7 Daniel J. Brown, MN Bar No. 0298992 *
8 Brown.Daniel@dorsey.com
9 F. Matthew Ralph, MN Bar No. 0323202 *
10 Ralph.Matthew@dorsey.com
11 50 South Sixth Street, Suite 1500
12 Minneapolis, MN 55402
13 Phone 612-343-2183
14 Fax 612-340-2807

11 | *Admitted pro hac vice

12 | Attorneys for Defendant
Deluxe Small Business Sales, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

16 | INC AUTHORITY, LLC, a Nevada Company,

Case No. 2:24-cv-02394-APG-DJA

17 Plaintiff,

18 | vs.

19 DELUXE SMALL BUSINESS SALES, INC.,
A Minnesota Corporation; HOSTOPIA., a
20 Canadian Corporation dba Deluxe and/or
HOSTPAPA; DOES I through X and ROE
21 Corporations or Business Entities I through X,
inclusive.

Defendants.

**STIPULATION AND ORDER TO STAY
DISCOVERY**

(First Request)

24 Defendant Deluxe Small Business Sales, Inc. (“Deluxe”), and Plaintiff Inc Authority,
25 LLC (“Plaintiff”), by and through undersigned counsel, and pursuant to Federal Rules of Civil
26 Procedure 16 and 26, and Local Rule 16-1, hereby stipulate and agree as follows:

27 | //

28 //

1 1. On November 8, 2024, Plaintiff Inc Authority, LLC filed its Complaint in the
2 Eighth Judicial District Court of the State of Nevada, Case No. A-24-905773-C (“State Court
3 Action”). (ECF No. 1-1.)

4 2. On November 25, 2024, Deluxe was served with a copy of the Complaint and
5 Summons in the State Court Action.

6 3. On December 23, 2024, Deluxe appeared in the case by filing its Notice of
7 Removal in this Court (ECF No. 1) and its Notice of Removal of Action Pursuant to 28 U.S.C.
8 §§ 1332 in the State Court Action.

9 4. On January 2, 2025, Deluxe filed Defendant’s Rule 12(B)(3) Motion to Dismiss,
10 or in the Alternative, to Transfer to the District of Minnesota (“Motion to Dismiss or Transfer”)
11 (ECF Nos. 6 & 7) which is pending before the Court.

12 5. The Motion to Dismiss or Transfer has been fully briefed as of January 21, 2025,
13 and is pending a decision.

14 6. Defendant Hostopia as referenced in the caption has not been served.

15 7. If granted, the Motion to Dismiss or Transfer would result in the transfer or
16 dismissal of all claims asserted in the Complaint.

17 8. On or about February 10, 2025, counsel for Plaintiff and Deluxe conferred via
18 email regarding whether and to what extent to engage in discovery, consistent with Rule 26(f).
19 Given the outstanding motion to dismiss or transfer, and the uncertainty created thereby, Plaintiff
20 and Deluxe agree and submit that good cause exists to postpone the Rule 26(f) conference,
21 production of initial disclosures under Rule 26(a)(1)(C), and the entry of a scheduling order by
22 the court, until after the entry of an order on the Motion to Dismiss or Transfer.

23 ///

24 ///

25 ///

26 ///

27 ///

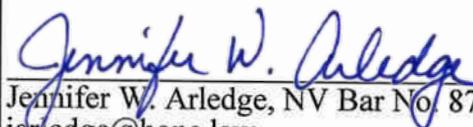
28 ///



1 9. If the Motion to Dismiss or Transfer is denied, then the parties shall conduct the
 2 Rule 26(f) conference within 14 days of entry of the order denying the motion and file the
 3 discovery plan within 14 days after the Rule 26(f) conference is held.

4 Dated this 18 th day of February 2025.

5 HONE LAW

6 
 7 Jennifer W. Arledge, NV Bar No. 8729
 jwedge@hone.law
 8 Kelly B. Stout, NV Bar No. 12105
 kstout@hone.law
 9 701 N. Green Valley Parkway, Suite 200
 Henderson, NV 89074

10 DORSEY & WHITNEY LLP
 11 Daniel J. Brown, MN Bar No. 0298992 *
 Brown.Daniel@dorsey.com
 12 F. Matthew Ralph, MN Bar No. 0323202 *
 Ralph.Matthew@dorsey.com
 13 50 South Sixth Street, Suite 1500
 Minneapolis, MN 55402
 14 Phone 612-343-2183
 Fax 612-340-2807
 15 *Admitted pro hac vice

16 *Attorneys for Defendant*
Deluxe Small Business Sales, Inc.

17
 18 The Court finds that the parties have demonstrated good cause to stay discovery. *See Schrader*
v. Wynn, No. 2:19-cv-02159-JCM-BNW, 2021 WL 4810324, (D. Nev. Oct. 14, 2021). So the
 19 Court GRANTS their stipulation.

20 KURT K. HARRIS, ESQ., P.C.

 21

Kurt Harris, NV Bar No. 5354
 kharris@702law.com
 7435 W. Azure Drive, Suite 110
 Las Vegas, Nevada 89130

22 *Attorneys for Plaintiff*
Inc Authority LLC

23 IT IS SO ORDERED.

 24

25 UNITED STATES MAGISTRATE JUDGE
 26

27 DATED: 2/19/2025

